

**PATENT**

Atty Docket No.: 10003477-1

App. Ser. No.: 09/875,833

**REMARKS**

Favorable reconsideration of this application is respectfully requested in view of the foregoing amendments and the following remarks.

By the foregoing amendments, claim 28 has been amended., and claims 40 and 41 have been canceled without prejudice or disclaimer of the subject matters contained therein. Claims 1-10, 12, 14-16, 28, and 36, 38, and 39 are currently pending, of which claims 1, 28, and 39 are independent.

Claim 40 was rejected under 35 U.S.C. §103(a) as allegedly being unpatentable over Hiramatsu et al. (U.S.P. App. Pub. No. 2002/0085112) in view of Kawaoka et al. (U.S.P. No. 6,801,251)

Claim 41 was rejected under 35 U.S.C. §103(a) as allegedly being unpatentable over Niikawa et al. (U.S.P. App. Pub. No. 2001/0043279) in view of Suemoto et al. (U.S.P. App. Pub. No. 2002/0018130).

Claims 28, 36, and 38 were objected for minor informalities.

Claims 1-10, 12, 14-16, and 39 were allowed.

**Allowable Subject Matter**

The undersigned thanks the Examiner for indicating the allowability of claims 1-10, 12, 14-16 and 39.

**Objection to Claims 28, 36, and 38**

Claims 28, 36, and 38 were objected because of a missing phrase, "at least one picture," in claim 28. Per the Examiner's suggestion, the missing phrase has been added after

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“the digital camera representing” in line 10 of claim 28. Hence, withdrawal of the objection to claim 28, and its dependent claims 36 and 38, is respectfully requested

Accordingly, it is respectfully submitted that claims 28, 36, and 38 are now in condition for allowance.

**Rejections of Claims 40 and 41 under 35 U.S.C. §103(a)**

The rejections of claims 40 and 41 are moot in view of the foregoing cancellation of these claims. Hence, withdrawal of these rejections is respectfully requested.

Accordingly, it is respectfully submitted that the present application, with its pending claims 1-10, 12, 14-16, 28, 36, 38, and 39, is in condition for allowance.

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**Conclusion**

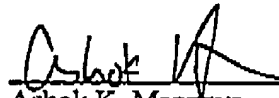
In light of the foregoing, withdrawal of the objection and rejections of record and allowance of this application for the pending claims are earnestly solicited.

Should the Examiner believe that a telephone conference with the undersigned would assist in resolving any issues pertaining to the allowability of the above-identified application, please contact the undersigned at the telephone number listed below. Please grant any required extensions of time and charge any fees due in connection with this request to deposit account no. 08-2025.

Respectfully submitted,

Dated: January 27, 2006

By



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